

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ATLANTIS REHABILITATION AND
RESIDENTIAL HEALTH CARE FACILITY,
LLC; BEACH TERRACE CARE CENTER,
INC.; BELLHAVEN CENTER FOR
GERIATRIC AND REHABILITATIVE CARE,
INC.; BERKSHIRE NURSING HOME, LLC;
BRIDGE VIEW NURSING HOME, INC.;
CGSR, INC.; CLIFFSIDE NURSING HOME,
INC.; CORTLANDT HEALTHCARE, LLC;
FAIRVIEW NURSING CARE CENTER, INC.;
FOREST VIEW NURSING HOME, INC.;
FULTON COMMONS CARE CENTER, INC.;
GERMAN MASONIC HOME CORPORATION;
GNH LLC; GRANDELL REHABILITATION
AND NURSING CENTER, INC.; HAMILTON
PARK MULTICARE, LLC; HUDSON VIEW
CARE CENTER, INC.; HYDE PARK
NURSING HOME, INC.; IROP LLC;
KENNETH GAUL II, LLC; LAWRENCE
NURSING CARE CENTER, INC.; MAYFAIR
CARE CENTER, INC.; MEADOWBROOK
CARE CENTER, INC.; MICHAEL MELNICKE;
MIDWAY NURSING HOME, INC.; NEW
CARLTON REHAB AND NURSING CENTER,
LLC; NEW EAST SIDE NURSING HOME,
LLC; NEW GLEN OAKS NURSING HOME,
INC.; NORTHERN MANHATTAN NURSING
HOME, INC.; OCEANSIDE CARE CENTER,
INC.; OPOP LLC; PARK GARDENS
REHABILITATION AND NURSING CENTER,
LLC; PARK HOUSE CARE CENTER, LLC;
PARK TERRACE CARE CENTER, INC.;
PELHAM PARKWAY NURSING CARE AND
REHABILITATION FACILITY, LLC;
PONTIAC NURSING HOME, LLC;
PROMENADE NURSING HOME, INC.;
QUEENS NASSAU NURSING HOME, INC.;
RIVER VALLEY CARE CENTER, INC.;
ROCKAWAY CARE CENTER LLC; SILVER
LAKE SPECIALIZED REHABILITATION
AND CARE CENTER, LLC; SMITHTOWN
HEALTH CARE MANAGEMENT LLC;
SOUTH SHORE NURSING HOME, INC.;

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DATE FILED: 8/30/11

10 CV 3979 (JGK)

NOTICE OF VOLUNTARY
DISMISSAL UNDER
FED. R. CIV. P. 41(a)

SUNSHINE CARE CORP.; THE NURSING
 CARE CENTER AT MEDFORD, INC.; UNION
 PLAZA NURSING HOME, INC.; VJJ
 HOLDING COMPANY, LLC; WLOP LLC;
 WMOP LLC; WOODCREST
 REHABILITATION & RESIDENTIAL
 HEALTH CARE CENTER, LLC, and
 MANHATTANVILLE SBV LLC

Plaintiffs,

-against-

DAVID A. PATERSON, as Governor of the State
 of New York; RICHARD F. DAINES, M.D.,
 as Commissioner of the New York State
 Department of Health; and ROBERT L. MEGNA,
 as Budget Director of the New York State
 Division of Budget,

Defendants.

x

PLEASE TAKE NOTICE that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of
 Civil Procedure, defendants having not yet served an answer to the complaint or motion for
 summary judgment in the above-entitled action, plaintiffs hereby dismiss the above-entitled
 action without prejudice.

Dated: New York, New York
 August 30, 2011

DUANE MORRIS LLP

SO ORDERED:

U.S.D.J.

8/30/11

By:

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